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PTO/SB/17(10-03) Approved for use through 07/31/2006, OMB 0651-0032

**FREE TRANSMITTAL
for FY 2004**

Effective 7/01/2003. Patent Fees are subject to annual revision.

■ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$375.00)

Application Number 10/644,500

Filing Date August 20, 2003

First Named Inventor Ross C. Terrell

Examiner Name M.L. Shippen

Group/Art Unit 1621

Attorney Docket Number 26403.0004

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

■ Deposit Account: Deposit Account Number: 08-2442

Deposit Account Name: Hodgson Russ LLP

The Director is hereby authorized to (check all that apply)

■ Charge fee(s) indicated below

■ Charge any fee deficiencies or credit any overpayments

☐ Charge any additional fees during pendency of this application.☐ Charge fees indicated below, except for the filing fee to the above-identified deposit account**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code Fee (\$)

1001 770 2001 385 Utility filing fee \$

1002 340 2002 170 Design filing fee \$

1003 530 2003 265 Plant filing fee \$

1004 770 2004 385 Reissue filing fee \$

1005 160 2005 80 Provisional filing fee \$

SUBTOTAL (1)

\$0

2. EXTRA CLAIM FEES FOR UTILITY/ REISSUE

Extra Fee from Claims below

Total Claims / / -20** = / / x / /= \$

Independent Claims / / - 3** = / / x / /= \$

Multiple dependent / / x / /= \$

Large Entity Small Entity

Fee Code Fee (\$)

1202 18 2202 9 Claims in excess of 20 \$

1201 86 2201 43 Independent claims in excess of 3 \$

1203 290 2203 145 Multiple dependent claim if not paid \$

1204 86 2204 43 **Reissue independent claims over original patent \$

1205 18 2205 9 **Reissue claims in excess of 20 and over original patent \$

SUBTOTAL (2)

\$0

SUBMITTED BY:

Martin G. Linihan Reg. No. 24,926

SIGNATURE 

DATE: June 28, 2004 Telephone: (716) 848-1367

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity

Small Entity

Fee Code Fee (\$)

Fee Code Fee (\$)

Fee Description

Fee Paid

1051 130

2051 65

Surcharge - late filing fee or oath

\$

1052 50

2052 25

Surcharge - late provisional filing fee or cover sheet

\$

1053 130

1053 130

Non-English specification

\$

1812 2,520

1812 2,520

For filing a request for *ex parte* reexamination

\$

1804 920*

1804 920*

Requesting Publication of SIR prior to Examiner Action

\$

1805 1,840*

1805 1,840*

Requesting Publication of SIR after Examiner Action

\$

1251 110

2251 55

Extension for reply within first month

\$

1252 420

2252 210

Extension for reply within second month

\$210

1253 950

2253 475

Extension for reply within third month

\$

1254 1,480

2254 740

Extension for reply within fourth month

\$

1255 2,010

2255 1,005

Extension for reply within fifth month

\$

SUBTOTAL (1)

\$0

1401 330

2401 165

Notice of Appeal

\$165

1402 330

2402 165

Filing a brief in support of an appeal

\$

1403 290

2403 145

Request for oral hearing

\$

1451 1,510

1451 1,510

Petition to institute a public use proceeding

\$

1452 110

2452 55

Petition to revive - unavoidable

\$

1453 1,330

2453 665

Petition to revive - unintentional

\$

1501 1,330

2501 665

10 advance copies

\$

1502 480

2502 240

Utility issue fee (or reissue)

\$

1503 640

2503 320

Design issue fee

\$

1460 130

1460 130

Petitions to the Commissioner

\$

1807 50

1807 50

Processing fee under 37 CFR 1.17(q)

\$

1806 180

1806 180

Submission of Information Disclosure Statement

\$

8021 40

8021 40

Recording each patent assignment per property (times number of properties)

\$

1809 770

2809 385

Filing a submission after final rejection(37 CFR 1.129(a))

\$

1810 770

2810 385

For each add'l invention to be examined(37 CFR 1.129(b))

\$

1801 770

2801 385

Request For Continued Examination (RCE)

\$

1802 900

1802 900

Request for Expedited Examination of a design application

\$

Other fee (specify)

\$

*Reduced by basic filing fee paid

SUBTOTAL (3)

\$375

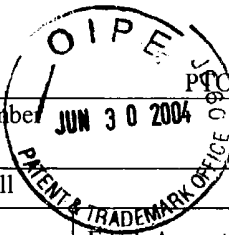
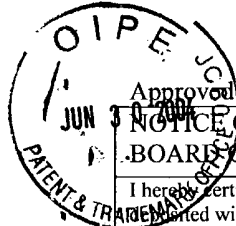
I hereby Certify that this Correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on June 28, 2004.

Martin G. Linihan
Name

Signature

June 28, 2004
Date of Signature

929237



Approved for use through 7/31/2003. OMB 0651-0031

PTO/SB/31 (06-03)

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number
26403.0004

I hereby certify that this correspondence is being
mailed with the United States Postal Service with
sufficient postage as first class mail in an envelope
addressed to the: Commissioner for Patents, P.O. Box
1450, Alexandria, Virginia 22313-1450

on June 28, 2004

Signature

Martin G. Linihan

Typed or

Printed Name Martin G. Linihan

In re Application of Ross C. Terrell

Application Number 10/644,500

Filed August 20, 2003

For Method For The Preparation of Sevoflurane

Group Art Unit 1621

Examiner M.L. Shippen

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00

- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the
fee shown above is reduced by half, and the resulting fee is:

\$ 165.00

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application
to a Deposit Account. I have enclosed a duplicate copy of this sheet.

- ☒ The Director is hereby authorized to charge any fees which may be
required, or credit any overpayment to Deposit Account No. 08-2442.
I have enclosed a duplicate copy of this sheet.

- ☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not
be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

- ☐ applicant/inventor
☐ assignee of record of the entire interest.
(See 37 CFR 3.71. Statement under 37
CFR 3.73(b) is enclosed. (Form PTO/SB/96)

- ☒ attorney or agent of record.

Registration number 24,926

- ☐ attorney or agent acting under 37 CFR 1.34(a)

Registration number if acting under 37 CFR 1.34(a) _____

Martin G. Linihan

Signature

Martin G. Linihan

Typed or printed name

716-848-1367

Telephone Number

June 28, 2004

Date

NOTE: Signatures of all the inventors of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required.

☐ Total of _____ forms are submitted.

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